

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY

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TYRONE DANIELS,

Petitioner,

v.

SHAWN THOMAS, et al.,

Respondents.

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Civil Action No. 09-3279 (JBS)

**ORDER**

For the reasons expressed in the accompanying Opinion,

It is, on this 9th day of July, 2009,

ORDERED that the Petition for writ of habeas corpus is  
DISMISSED WITHOUT PREJUDICE; and it is further

ORDERED that no certificate of appealability shall issue;  
and it is further

ORDERED that the Clerk of the Court shall close the Court's  
file in this matter.

s/ Jerome B. Simandle

Jerome B. Simandle  
United States District Judge